

**BEFORE THE  
STRUCTURAL PEST CONTROL BOARD  
DEPARTMENT OF PESTICIDE REGULATION  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

**BUG WISER; JUAN JIMENEZ**  
**OWNER/QUALIFYING MANAGER**  
13608 Dunrobin Avenue  
Bellflower, CA 90706  
**Company Registration Certificate**  
**No. PR 3191**

and

**JUAN JIMENEZ**  
13608 Dunrobin Avenue  
Bellflower, CA 90706  
**Operator's License No. OPR 9791**

Respondent.

Case No. 2012-38


OAH No. 2012040784

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Structural Pest Control Board, Department of Pesticide Regulation, as its Decision in this matter.

This Decision shall become effective on May 30, 2013.

It is so ORDERED April 30, 2013.

  
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FOR THE STRUCTURAL PEST CONTROL  
BOARD  
DEPARTMENT OF PESTICIDE REGULATION

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7  
8 **BEFORE THE**  
**STRUCTURAL PEST CONTROL BOARD**  
9 **DEPARTMENT OF PESTICIDE REGULATION**  
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2012-38

12 **BUG WISER; JUAN JIMENEZ**  
**OWNER/QUALIFYING MANAGER**

OAH No. 2012040784

13 13608 Dunrobin Avenue  
Bellflower, CA 90706  
14 **Company Registration Certificate**  
**No. PR 3191**  
15 **Branch Office Certificate No. 4993**

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

16 and

17 **JUAN JIMENEZ**  
351 Greenberry Drive  
18 La Puente, CA 91744  
19 **Operator's License No. OPR 9791**

20 Respondent.

21 *IT IS HEREBY STIPULATED AND AGREED* by and between the parties to the above-  
22 entitled proceedings that the following matters are true:

23 **PARTIES**

24 1. William H. Douglas (Complainant) was the Interim Registrar/Executive Officer of  
25 the Structural Pest Control Board, Department of Pesticide Regulation. He brought this action  
26 solely in his official capacity. The Board is represented in this matter by Kamala D. Harris,  
27 Attorney General of the State of California, by Desiree Tulleners, Deputy Attorney General.

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1           9. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
2 every right set forth above.

3   CULPABILITY

4           10. Respondent admits the truth of each and every charge and allegation in Accusation  
5 No. 2012-38.

6           11. Respondent agrees that his Company Registration Certificate and his Operator's  
7 License are subject to discipline, and he agrees to be bound by the Board's probationary terms as  
8 set forth in the Disciplinary Order below.

9   CONTINGENCY

10           12. This stipulation shall be subject to approval by the Structural Pest Control Board.  
11 Respondent understands and agrees that counsel for Complainant and the staff of the Structural  
12 Pest Control Board may communicate directly with the Board regarding this stipulation and  
13 settlement, without notice to or participation by Respondent. By signing the stipulation,  
14 Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the  
15 stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this  
16 stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of  
17 no force or effect, except for this paragraph, it shall be inadmissible in any legal action between  
18 the parties, and the Board shall not be disqualified from further action by having considered this  
19 matter.

20           13. The parties understand and agree that facsimile copies of this Stipulated Settlement  
21 and Disciplinary Order, including facsimile signatures thereto, shall have the same force and  
22 effect as the originals.

23           14. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an  
24 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
25 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
26 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary  
27 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a  
28 writing executed by an authorized representative of each of the parties.



1           4.     **Tolling of Probation.** Should Respondent leave California to reside outside this  
2 state, Respondent must notify the Board in writing of the dates of departure and return. Periods  
3 of residency or practice outside the state shall not apply to reduction of the probationary period.

4           5.     **Notice to Employers.** Respondent shall notify all present and prospective  
5 employers of the Decision and Order in Accusation Case no. 2012-38, and the terms, conditions  
6 and restriction imposed on Respondent by said decision.

7           Within 30 days of the effective date of this decision, and within 15 days of Respondent  
8 undertaking new employment, Respondent shall cause his/her employer to report to the Board in  
9 writing acknowledging the employer has read the decision in Case No. 2012-38.

10          6.     **Notice to Employees.** Respondent shall, upon or before the effective date of this  
11 decision, post or circulate a notice to all employees involved in structural pest control operations  
12 which accurately recite the terms and conditions of probation. Respondent shall be responsible  
13 for said notice being immediately available to said employees. "Employees" as used in this  
14 provision includes all full-time, part-time, temporary and relief employees and independent  
15 contractors employed or hired at any time during probation.

16          7.     **Posted Notice of Suspension.** Respondent structural pest control company shall  
17 prominently post a suspension notice provided by the Board of the Board's order of suspension at  
18 its principal office and each of its branch offices in a place conspicuous and readable to the  
19 public. Said notice shall remain so posted during the entire period of actual suspension.

20          8.     **Costs Reimbursement.** Respondent shall pay to the Board, pursuant to Business  
21 and Professions Code section 125.3, the cost of investigation and enforcement in this matter in the  
22 amount of \$3,123.26. Respondent shall be permitted to pay these costs pursuant to a payment  
23 plan approved by the Board. Probation shall not be terminated until all costs are paid in full.  
24 Failure to make a timely payment according to the payment schedule, and/or failure to complete  
25 payment of costs recovery, shall constitute a violation of probation, which may subject  
26 Respondent's licenses to outright revocation.

27          9.     **Completion of Probation.** Upon successful completion of probation,  
28 Respondent's license/certificate will be fully restored.



